

**REGULAR MEETING OF THE
BRIGHAM CITY COUNCIL
DECEMBER 4, 2008**

PRESENT:	Lou Ann Christensen	Mayor
	Bruce Christensen	Councilmember
	Reese Jensen	Councilmember
	Ruth Jensen	Councilmember
	Bob Marabella	Councilmember
ALSO PRESENT:	Rick Bosworth	Human Resource Coordinator
	Mark Bradley	City Planner
	Blake Fannesbeck	Public Works Director
	Jared Johnson	Community Development Manager
	Paul Larsen	Economic Development Director
	Bruce Leonard	City Administrator
	Scott Oldham	Parks Maintenance Supervisor
	Dennis Sheffield	Finance Director/Deputy City Recorder
	Paul Tittensor	Chief of Police
	Cathy Wood	Cemetery Sexton
	Alan Wright	Public Power Director
EXCUSED:	Mary Kate Christensen	City Recorder
	Scott Ericson	Councilmember

Mayor Christensen called the meeting to order. The Reverence Period was given by Mr. Wright. The scouts in the audience led the Pledge of Allegiance.

Approval of Minutes - Mayor Christensen noted that in the third paragraph it should state "*various* options." The next paragraph reads, "Suspects and victims cannot be separated." She said suspects and victims should be separated. The Council recommended "*Currently*" be added to the beginning of this sentence to clarify the intent. A motion to approve the minutes of September 22, 2008 Work Session as amended was made by Councilmember Reese Jensen, seconded and carried.

Mayor Christensen presented the agenda as follows:

**PUBLIC COMMENT
CONSENT**

- Appointment of Alternate Member to the Planning Commission
- Appointment of Chair and Vice-Chair to the Airport Advisory Board
- Appointments to the Economic Development Board
- Appointment to the Advisory Council on Aging
- Appointments to the Appeal Authority
- New part-Time Hire in the Museum-Gallery
- Request to Write-off Accounts Due to Resident Taking Out Bankruptcy or Being Sent to Collections

SCHEDULED DELEGATION

- Donation to Parks

NEW BUSINESS

- Request for Approval Resolution Authorizing the Issuance and Sale of the (i) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008A in the Aggregate Principal Amount Not to Exceed \$6,000,000; (ii) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008B in the Aggregate Principal Amount of \$7,900,000, (iii) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008C in the Aggregate Principal Amount of \$1,100,000, and (iv) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008D in the Aggregate Principal Amount of \$8,800,000; Authorizing the Execution of a Second Supplemental Indenture
- Request to Use Capital Improvement Revenue Funds for Cemetery Projects

UNFINISHED BUSINESS

- Report from Facility Committee Task Force

PLANNING COMMISSION BUSINESS

Request for Vacation of Greener Pasture Subdivision Phase 1, Lot 1, Located at Approximately 1045 South 800 West and Request to Rescind Ordinance No. 08-16

MAKING LIFE BETTER - DEPARTMENT REPORTS

OTHER BUSINESS

Upgrading the Award for Information Leading to the Arrest and Conviction of the Arson of the Bott Monument and Planing Mill

CLAIMS

Payment Register

A motion to approve the agenda was made by Councilmember Reese Jensen, seconded and carried.

PUBLIC COMMENT

Ann Henderson - Ms. Henderson works for the Utah State Extension Service, and through her job she provides education for families and children in Box Elder County on topics related to home and families. She complimented the Mayor and Council for their creation and support of the Youth Commission and the Youth Empowerment Team. These organizations have been effective in bringing members of the community together to address youth issues and create positive changes. She has been a member of the Youth Empowerment Team since it began. She felt that the structure that the University of Washington's Community That Care (CTC) system provides is what is needed to address these issues. In the early 1990s she was part of the group called the Community Pro Youth organization. This group was formed to address youth issues and to help fill in gaps where services were missing. They focused on issues of teen pregnancy, literacy, teen suicide, and the creation of the Youth Activity Center. Many positive things came out of the efforts of this group, including the creation of the Lincoln Center and the Youth Boys and Girls Club, and a community needs assessment and grant proposal that secured \$280,000 to support projects within Box Elder County. When this group was disbanded in 1996, the leaders involved concluded that in order for them to continue the things they had been doing, they would need to have an Executive Director to carry on the day-to-day operations and to generate funding for projects. What they needed was what the University of Washington and Elaine Williams have provided through the Youth Empowerment Team. CTC provides funds for Ms. Williams to serve as Program Coordinator and also provides a variety of training experiences for volunteers in the community. They have learned about organizing coalitions and about assessing resources and needs in the community. They learned about branding and social marketing and a variety of things to help them take a step forward in addressing youth issues. The Youth Commission and Youth Empowerment Team are important resources for our community. The CTC has demonstrated its effectiveness. She encouraged the Council to continue to support and invest in this program.

Mayor Christensen - Mayor Christensen thanked the Parks Department and the Christmas Organization Committee and each of the departments that took responsibility for a booth for the City's beautiful plaza area. It looks better than ever this year.

CONSENT

Appointment of Alternate Member to the Planning Commission

It was recommended the Council approve the appointment of Larry Jensen to the Planning Commission as an alternate member.

Appointment of Chair and Vice-Chair to the Airport Advisory Board

It was recommended Byron Hansen serve as Chair of the Airport Advisory Board. It was also recommended Ben Jones serve as Vice-Chair of the same Board.

Appointments to the Economic Development Board

It was recommended Dr. David Hess, representing the Airport Advisory Board; Jolene Kawa, representing the Heritage and Cultural Arts Board; and Joan Bell be appointed to the Economic Development Board.

Appointment to the Advisory Council on Aging

Norene Randall was recommended for appointment to the Advisory Council on Aging.

Appointments to the Appeal Authority

Fred Randall was recommended for appointment to the Appeal Authority. It was also recommended Barbara Stokes be moved from an alternate member to a regular member on the same Board.

New Part-Time Hire in the Museum-Gallery

It was recommended the City Council approve Michael Calles as a part-time Museum Aide, Grade 30, effective December 8, 2008.

Request to Write-off Accounts Due to Resident Taking Out Bankruptcy or Being Sent to Collections

A list of accounts totaling \$7,751.00 was presented to be removed from the City's system due to the customer taking out bankruptcy or being sent to collections.

MOTION: Councilmember Marabella moved to approve the Consent Agenda, seconded by Councilmember Reese Jensen and unanimously carried.

SCHEDULED DELEGATION

Donation to Parks

Eileen Panter and Beth Allen from the Ladies Community Club came forward. Ms. Panter said they would like to donate money for various City projects, specifically park benches at Snow Park, Constitution Park, Mary E. Christensen Park and Playground Park. They would also like the money to be used for four bus benches. They have been working on this for six years. They are also going to donate \$2,000 to help with the aeration of the pond at Pioneer Park.

NEW BUSINESS

Request for Approval Resolution Authorizing the Issuance and Sale of the (i) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008a in the Aggregate Principal Amount Not to Exceed \$6,000,000; (ii) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008B in the Aggregate Principal Amount of \$7,900,000, (iii) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008C in the Aggregate Principal Amount of \$1,100,000, and (iv) Brigham City Taxable Limited Purpose Revenue Bonds, Series 2008D in the Aggregate Principal Amount of \$8,800,000; Authorizing the Execution of a Second Supplemental Indenture Request to Use Capital Improvement Revenue Funds for Cemetery Projects

Mr. Sheffield and Jason Burningham, Financial Advisor, came to the table. Mr. Sheffield explained that this is the formal resolution to sell these four bonds. The first two, Series A and Series B, are with the Board of Water Resources. Series C and D are with the Community Impact Board. The financing is for twenty years. The bonds are fully secured by the tax increment by the County's Redevelopment Agency. If that tax increment is not enough to pay the indebtedness, part of the agreement the City has with Procter and Gamble is that they will make up the difference. The City's funds will not be used to pay these bonds. The proceeds will be used to construct the water and sewer line to P&G. Mr. Burningham added that part of the proceeds will also be used to establish capitalized interest in order to pay for the interest carry on some of the bonds, because there will not be tax increment generated until P&G is built and operating. The overall interest rate on these are less than 1%. Two of the loans are at 0%, two are at a very low interest rate level.

Councilmember Christensen noted an error in the resolution, it should be \$8.8 million, not \$8 million.

MOTION: Councilmember Christensen made a motion to approve the resolution authorizing the issuance and sale of Brigham City taxable limited purpose revenue bonds in each of the series as indicated, with the correction as noted. The motion was seconded by Councilmember Reese Jensen.

Councilmember Christensen - aye
Councilmember Reese Jensen - aye
Councilmember Ruth Jensen - aye
Councilmember Marabella - aye

Request to Use Capital Improvement Revenue Funds for Cemetery Projects

Ms. Cathy Wood and Ryan Abraham from the Cemetery came forward and presented their plans for future projects at the cemetery. Ms. Wood said they have had money in the General Fund for the last 15 years to renovate the front gate. They have been waiting for the improvements on 300 East to be approved so they could both be done at the same time. Finally, they have decided to go ahead and do the gate and not wait for the road project to be funded. Ms. Wood presented a design of the proposed gate.

Ms. Wood also gave a presentation on what they have decided to call the Little Angel Garden, where only infants can be buried. They wanted to make an area where parents and visitors can sit and meditate. There will be a 5' statue of a mother holding a baby, benches, a walkway and a flower garden.

Councilmember Marabella expressed concern with public perception, because the City is spending money in a time when things are getting more and more difficult for citizens. Ms. Wood said they heard the same arguments when they did the Meditation Garden. There are a lot of people that come to the Meditation Garden every day. She has never had anyone tell her they thought it was a waste of money. They have had cemetery sextons from all over Utah, Idaho and Wyoming come to the Brigham City Cemetery to look at the Meditation Garden. Mayor Christensen reminded the Council that this is money that has been set aside specifically for the cemetery; it cannot be spent on anything else.

MOTION: Councilmember Reese Jensen made a motion to approve the request to use Capital Improvement Revenue funds for the cemetery projects as outlined. The motion was seconded by Councilmember Marabella.

Councilmember Christensen - aye
Councilmember Reese Jensen - aye
Councilmember Ruth Jensen - aye
Councilmember Marabella - aye

UNFINISHED BUSINESS

Report from Facility Committee Task Force

Mr. Leonard, representing the Task Force, reported that the Task Force met for the first time and discussed the direction they hope to go. They decided that their short-term goal is to relocate 2-3 offices out of City Hall in 6-9 months. This would free up space for employees. Their long term goal is to have a new or remodeled building in 24-60 months.

They talked about prioritizing and decided to put any remodeling of the existing building on hold. They also decided to put new construction on hold until they could gather more information. They decided to solicit requests for quote from interested developers to discuss with the Task Force about building a facility that the City could lease. The draft has been prepared and it will be mailed as soon as it is approved by the Task Force, if the Council agrees. The responses are due January 5 and their presentations will be made on January 14.

The Task Force created a Site Location Committee, comprised of Councilmember Marabella, Chief Tittensor, Jared Johnson and Paul Larsen. They will look at available sites within the City where a new facility could be built or buildings that could be remodeled. Jim Buchanan has been assigned the task of scheduling tours to look at facilities.

PLANNING COMMISSION BUSINESS

Request for Vacation of Greener Pasture Subdivision Phase 1, Lot 1, Located at Approximately 1045 South 800 West and Request to Rescind Ordinance No. 08-16

Mr. Bradley came forward and explained that this was before the Council earlier in the year and the Council approved the vacation. One of the conditions of approval was that the same easement widths would remain with the replacement plat. As the Maple Springs developer moved forward with preparation of their site, they needed more area for their building foot print. This request is to reduce the north easement from 20' to 15'. The City has an existing irrigation and storm drain that traverses through this area, and when staff reviewed this they realized that construction would cause damage to the existing pipe. This was discussed with the applicants and they

agreed to share 50% of the cost to improve and update the entire line along this segment. This would also help extend a power line underground that would service some of the other parcels in the area. Staff was supportive of this. The line will cost approximately \$9,000.

Mr. Bradley reported that the Planning Commission held another public hearing and recommended approval.

Councilmember Christensen asked where the City will get the money to pay for this. Mr. Fonnesbeck replied that the funds will come from the Storm Drain System Improvement line.

MOTION: Councilmember Reese Jensen made a motion to authorize the vacation of Greener Pasture Subdivision Phase 1, Lot 1, located at approximately 1045 South 800 West and also rescind Ordinance No. 08-16. The motion was seconded by Councilmember Ruth Jensen.

Councilmember Christensen - aye
Councilmember Reese Jensen - aye
Councilmember Ruth Jensen - aye
Councilmember Marabella - aye

MAKING LIFE BETTER - DEPARTMENT REPORTS

Mr. Alan Wright approached the Council and reported that they have almost completed all the electrical system for Kotter Canyon. All the lines are underground in this subdivision. They have also been working at Rotational Molding at the airport. Everything is ready for them to move into their new building. They are working with Box Elder High School on their remodeling and have installed all the conduit on the north and south side. They worked with Utah State University on an upgrade at their facility. They have also installed street lights at 1100 South Main and also at the parking light behind the Christensen store. They are waiting for someone from Pennsylvania Transformer to help them repair the leak on the main transformer at the East Substation. They have all the new poles set at the Thompson Subdivision on 500 South 500 West, they are just waiting for the electricians to install their meter bases. They were just notified a few days ago that there is a leaking transformer at Nucor Steel. When they looked at it they determined that they need to set up a date to shut down their offices so they can work on it. It will probably take about an hour. They have completed all the conduit for Canyon View Subdivision. They are still working with Rocky Mountain Power on the East Substation, trying to get them to sign off on the City's engineering.

OTHER BUSINESS

Upgrading the Award for Information Leading to the Arrest and Conviction of the Arson of Bott Monument and Planing Mill

Mr. Leonard said the Task Force has recommended that the award be doubled. Chief Tittensor felt this would encourage citizens to report anything suspicious. The money will come from the Emergency Fund. The Council agreed the award should be increased to \$10,000.

A motion to adjourn to a Redevelopment Agency Meeting was made by Councilmember Marabella, seconded, motion carried. The Council adjourned to an RDA at 8:40 p.m.

The Council returned to a Council meeting at 9:50 p.m. Mayor Christensen asked for a roll call vote to close to an Executive Session. All councilmembers voted aye. The Council adjourned to a closed session at 9:30 p.m. and returned to an open meeting at 9:50 p.m.

CLAIMS

Payment Register

Councilmember Marabella moved to approve claims dated November 12, 2008 for \$93,454.71; for November 17, \$409,665.36; November 18, \$857,945.38; November 26, \$87,658.11; December 1, \$113,968.61. The motion was seconded by Councilmember Reese Jensen and unanimously carried.

The Council adjourned at 9:52 p.m.